



158.65377

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kiyoshi Ozaki
Serial No.: 09/819,291
Conf. No.: 6868
Filed: 3/28/2001
For: LIQUID CRYSTAL DISPLAY DEVICE
AND FAULT REPAIRING METHOD
FOR THE LIQUID CRYSTAL DISPLAY
DEVICE
Art Unit: 2871
Examiner: Nguyen, Hoan C.

I hereby certify that this paper is being deposited with the United States Postal Service as FIRST-CLASS mail in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

October 4, 2004

Date

Registration No. 47,954
Attorney for Applicant(s)

Josh C. Snider

TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-150

Sir:

- (X) Enclosed is a Response to Election/Restriction Requirement.
- (X) If a Petition under 37 C.F.R. §1.136(a) for an extension of time for response is required to make the attached response timely and does not separately accompany this transmittal, Applicant(s) hereby petition(s) under 37 C.F.R. §1.136(a) for an extension of time for response in the above-identified application for the period required to make the attached response timely.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

October 4, 2004
300 South Wacker Drive – Suite 2500
Chicago, Illinois 60606
Telephone: (312) 360-0080
Facsimile: (312) 360-9315
Customer Number 24978

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By:

Josh C. Snider, Reg. No. 47,954



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October 4, 2004

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Registration No. 47,954
Attorney for Applicant(s)

Josh Smith

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Election/Restriction Requirement mailed September 3, 2004, applicants elect Species A (claims 1-2 and 5), with traverse. The grounds for traversal are that the Examiner has not established how the examination of two additional claims of the original five would pose an undue burden upon the Examiner. Applicants submit that the three claims of Species A contain similar features with the two claims of Species B, and therefore the proper search for all five claims by the Examiner would likely overlap. Again, the Examiner may not restrict species of claims only because *some* additional burden is imposed upon the Examiner, but only when there is a serious, or undue, burden posed on the

Examiner to examine all of the claims. Because the Examiner has not established why or how an examination of two additional claims only would impose such an undue burden, the restriction requirement is respectfully traversed, and should be withdrawn.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By


Josh C. Snider

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